

*Lee  
Shou-el*

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Cabilly et al.

Examiner: J. Barton

Serial No.: 10/091,430

Group Art Unit: 1753

Filed: March 7, 2002

Docket No. IVGN 382

For: Apparatus and Method for  
ElectrophoresisPETITION FOR EXTENSION OF TIME

Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully request a three (3) month extension of time under CFR 1.136(a) for the Response to the Final Office Action mailed January 25, 2005 submitted herewith. This petition and the accompanying Response to the Office Action are being submitted on or before July 25, 2005.

The correct fee under CFR § 1.17(a)(3) is \$1020 for a large entity.

The Commissioner is hereby authorized to charge the Deposit Account 13-3900 \$1520 to cover the 3 month extension of time and the Notice of Appeal fee of \$500.

## CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS PAPER AND THE DOCUMENTS REFERRED AS BEING ATTACHED OR ENCLOSED HERewith ARE BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE ON 8/25/05 TO 1.571.370.8300 BY *James J. Anderson*

08/25/2005 RHM:AND 00000003 133900 10091430

PAGE 5/24 RCVD AT 8/8/2005 3:24:10 PM [Eastern Daylight Time] SVR:USPTO-EFXXF-6/31\*DNIS:2731307\*CSID:\* DURATION (mm:ss):04:30

01 FC:1401 500.00 DA

7. *Joe Campbell*

**NOTICE OF APPEAL FROM THE EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re application of: Cabilly <i>et al.</i>	)	Examiner: J. Barton
	)	
Serial No.: 10/091,430	)	Group Art Unit: 1753
	)	
Filed: March 7, 2002	)	Docket No. IVGN 382
	)	
For: Apparatus and Method for	)	
Electrophoresis	)	
	)	

Applicants hereby appeal to the Board of Appeals from the decision dated January 25, 2005 of the Examiner rejecting claims 73-92.

The Commissioner is hereby authorized to charge the Deposit Account 13-3900 \$1520 to cover the 3 month extension of time fee of \$1020.00 and the Notice of Appeal fee of \$500.

Respectfully submitted,

Date:

July 24, 2005

Elizabeth A. Orr, Ph.D.  
Reg. No. 45,937

**Invitrogen Corp.**  
1620 Faraday Ave.  
Carlsbad, CA 92008  
Phone: (760) 476-7138  
Facsimile: (760) 476-6048

## CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS PAPER AND THE DOCUMENTS REFERRED AS BEING ATTACHED OR ENCLOSED HEREWITH ARE BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE ON 3-25-05

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## PATENT APPLICATION FEE DETERMINATION RECORD

Substitute for Form PTO-875

Application Number

14091, 4/30

## CLAIMS AS FILED - PART I

(Column 1)		(Column 2)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
TYPE	NUMBER FILED	NUMBER EXTRA	RATE	FEE		RATE	FEE
BASIC FEE (37 CFR 1.16(a))				\$	OR		\$
TOTAL CLAIMS (37 CFR 1.16(c))		minus 20 =	X \$		OR	X \$	
INDEPENDENT CLAIMS (37 CFR 1.16(b))		minus 3 =	X \$		OR	X \$	
MULTIPLE DEPENDENT CLAIMS PRESENT (37 CFR 1.16(d))			+ \$		OR	+ \$	
			TOTAL		OR	TOTAL	

\* If the difference in column 1 is less than zero, enter "0" in column 2.

## CLAIMS AS AMENDED - PART II

(Column 1)		(Column 2)	(Column 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
Total (37 CFR 1.16(c))	20	Minus	72	X \$		OR	X \$	
Independent (37 CFR 1.16(b))	2	Minus	8	X \$		OR	X \$	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				+ \$		OR	+ \$	
				TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

  

(Column 1)		(Column 2)	(Column 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
Total (37 CFR 1.16(c))		Minus		X \$		OR	X \$	
Independent (37 CFR 1.16(b))		Minus		X \$		OR	X \$	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				+ \$		OR	+ \$	
				TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

  

(Column 1)		(Column 2)	(Column 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
Total (37 CFR 1.16(c))		Minus		X \$		OR	X \$	
Independent (37 CFR 1.16(b))		Minus		X \$		OR	X \$	
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				+ \$		OR	+ \$	
				TOTAL ADD'L FEE		OR	TOTAL ADD'L FEE	

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-FTO-9199 and select option 2